

CHAPTER 7-03.1-15
TRANSPORTATION OF MILK AND CREAM FOR MANUFACTURING,
PROCESSING, OR BOTTLING PURPOSES

Section

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7-03.1-15-01. Licensing. All persons involved in the transportation of milk and cream for manufacturing purposes must be licensed as specified in North Dakota Century Code section 4-30-38.1, with the exception of producer haulers.

History: Effective August 1, 1986.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-12, 4-30-38.1

7-03.1-15-02. Equipment and vehicles. The maximum amount of time between pickup of milk on the farm is four days. All equipment used to transport milk or cream must conform to 3A sanitary standards, as defined in North Dakota Century Code section 4-30-01, or be approved by the dairy commissioner. Equipment not meeting 3A sanitary standards and not having the dairy commissioner's approval must be sealed or tagged by the dairy commissioner or designee and may not be used for storing and transporting milk and milk products. Vehicles used for transporting milk or milk products may not be used for transporting other products, unless approved by the dairy commissioner.

History: Effective August 1, 1986; amended effective April 1, 1993.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-38

7-03.1-15-03. Raw milk pickup.

1. Raw milk picked up on the farm must be stored in containers meeting all the following requirements:
 - a. Compliance with 3A sanitary standards, as defined in North Dakota Century Code section 4-30-01, or approved by the dairy commissioner.
 - b. Ability to agitate to obtain a universal sample.
 - c. Ability to hold milk at a temperature between thirty-two to forty-five degrees Fahrenheit [0 to 7.22 degrees Celsius].

2. Only raw milk stored on the farm in bulk tanks approved by the dairy commissioner may be picked up. It is a violation of this section to add milk stored in containers not complying with this section to milk stored in a container meeting the requirements of this section.
3. Filter bowls or open bowl strainers with fiber filters must comply with 3A sanitary standards as defined in North Dakota Century Code section 4-30-01. Only approved in-line filtering devices may be used when transferring milk from a farm bulk tank to a farm bulk truck. These devices must be stored in a sanitary manner.
4. During transfer of all milk or milk products from farm bulk trucks or tankers, a filter is required for any air inlet vent when transfer occurs outside or in an area not completely enclosed.
5. Transfer of milk and milk products between trucks or tankers must be made from valve to valve with adequate filter protection for air inlet vent.
6. Only milk stored at forty-five degrees Fahrenheit [7.22 degrees Celsius] or below may be picked up at the farm.
7. Milk can only be picked up from farms with a valid posted certification.

History: Effective August 1, 1986; amended effective April 1, 1993.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-38

7-03.1-15-04. Pup trailers. When pup trailers are used in hauling milk and milk products, the connecting pipeline between the main tanker and pup trailer must be kept free of milk or milk products during transport. Any milk retained in the connecting pipeline must be disposed of and not transferred to plant storage silos or tanks. These connecting pipelines or hoses must be cleaned and sanitized between each use. Two compartment tankers shall carry the same grade product in each compartment.

History: Effective August 1, 1986; amended effective April 1, 1993.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-38

7-03.1-15-05. Wash records.

1. All farm bulk trucks used for transporting raw milk from the farm to the plant shall maintain a record of washing and sanitizing at the end of each day's use. This record may consist of a mechanical recording chart, a wash log, or any other approved method which contains the following information:
 - a. Truck identification - state identification number if applicable.

- b. Name and location of wash station.
- c. Date and time of washing.
- d. Date and time of sanitizing.
- e. Type of sanitizer.
- f. Complete name of individual responsible for washing and sanitizing.

All items such as valves and milk pumps which cannot be cleaned in place must be manually cleaned and sanitized at the end of each day's use.

2. All tankers and farm bulk trucks washed and sanitized outside the state of North Dakota will require a seal on the outlet valve and wash tag containing the following information:
 - a. Truck identification - state identification number if applicable.
 - b. Name and location of wash station.
 - c. Date and time of washing.
 - d. Date and time of sanitizing.
 - e. Type of sanitizer.
 - f. Complete name of individual responsible for washing and sanitizing.

All milk transported in tankers or farm bulk trucks which are washed out of state and do not have the required seal and wash tag must be diverted to nongrade A uses.

3. If milk is held in tankers or farm trucks overnight, the milk may not exceed forty-five degrees Fahrenheit [7.22 degrees Celsius].

History: Effective August 1, 1986; amended effective April 1, 1993.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-38

7-03.1-15-06. Topping off. Milk haulers are responsible for always completely emptying a farm bulk tank at every pickup. If this is not possible, the milk remaining in the farm bulk tank must be picked up before the next milking.

Failure to completely empty the farm bulk tank prior to next milking is defined as "topping off". It is a violation of this section to top off any farm bulk tank.

History: Effective August 1, 1986.

General Authority: NDCC 4-29-03, 4-29-04, 4-30-55.1

Law Implemented: NDCC 4-30-38